

**DENTAL QUALITY ASSURANCE COMMISSION**  
**BUSINESS MEETING MINUTES**  
**Thursday December 7, 2006**

**Members Present:**

Mark Koday, DDS, Chair  
Marshall H. Titus, DDS  
Abdul Alkezweeny, PhD, Public Member  
Terrance Hauck, MD, DDS  
Lorin D. Peterson, DDS  
Robert Faine, DDS, MPH  
John Davis, DDS, JD

Russell B. Timms, DDS  
Karen Homitz, DDS  
Bernie Nelson, Public Member  
Jessica Saepoff, DDS  
Fred Quarnstrom, DDS  
Pramod Sinha, DDS  
Padmaraj Angolkar, DDS

**Staff Present:**

Lisa Anderson, Health Services Consultant 3,  
Program Management  
Joy King, Executive Director  
Erin Obenland, Health Services Consultant 3,  
Case Management Unit

Deonna Chartrey, Health Services Consultant,  
Program Support Manager  
Mark Triplett, Staff Attorney  
Elyette Weinstein, Staff Attorney  
Sandra Adix, Assistant Attorney General

**Others Present:**

David Hemion, Assistant Executive Director – Washington State Dental Association (WSDA)  
Melissa Johnson, Lobbyist, Washington State Dental Hygiene Association (WSDHA) and  
Willamette Dental  
Cindy Gideon, Assistant Attorney General  
Bracken Killpack, Public Policy Project Coordinator, WSDA  
Bryan Edgar, DDS - Board of Directors, WSDA  
Dexter Barnes, DDS, President-Elect, WSDA  
Rhonda Savage, DDS, President, WSDA  
David Houten, DDS, Vice President, WSDA  
Allen Wicks, Preston/Gates/Ellis, LLP – Attorney for WSDA  
Bonnie King, Director, Health Professions Quality Assurance, Washington State Department of  
Health (DOH)  
Laura Farris, Senior Health Law Judge, Adjudicative Service Unit, DOH  
Teresa Landreau, Staff Attorney, DOH  
Karl Hoehn, Legal Service Manager, DOH  
Mick Oreskovich, MD, Medical Director and CEO of Washington Physicians Health Program,  
(WPHP)  
Traci Friedl, Assistant Attorney General  
Lynnette Davis, Esq., Department of Social and Health Services (DSHS)

## **OPEN SESSION – 5:30 p.m.**

### **1. CALL TO ORDER – Mark Koday, DDS, Chair called the meeting to order at 5:45 p.m.**

- 1.1. Introduction of Audience – The audience introduced themselves
- 1.2. Approval of Business Meeting Agenda – The agenda was approved
- 1.3. Approval of the October 26, 2006 business meeting minutes – The October 26, 2006 business meeting minutes were approved as presented.
- 1.4. Approval of the October 27, 2006 Panel A & B minutes – The October 27, 2006 Panel A & B minutes were approved as presented.
- 1.5. Approval of the October 27, 2006 Panel B hearing minutes – The October 27, 2006 Panel B hearing minutes were approved as presented.

### **2. PRESENTATIONS.**

- 2.1, 2.2 & 2.3 Mick Oreskovich, MD, Medical Director and CEO of Washington Physicians Health Program (WPHP) provided statistical information and gave an annual overview of the WPHP Program. His presentation, entitled Impairment, Recovery, And A Walk With A Client Through WPHP was very informative.

### **3. RULES HEARING.**

A Rules Hearing was held for WAC 246-187-450 – Definitions and WAC 246-817-460 – Sexual Misconduct Rules for Dentists. Rhonda Savage, DDS, WSDA, David Houten, DDS, WSDA and Allen Wicks, Legal Counsel for WSDA gave testimony suggesting amendments to the proposed rule. In addition there were several written comments provided from interested stakeholders.

- 3.1. All comments received were provided to the Commission and thoroughly discussed. There were edits made to the definitions and other language of the proposed rules. Upon completion of the hearing, a motion was made and the Commission voted to adopt the rules with changes. Staff will make the necessary edits, coordinate with the Code Reviser for a revised copy of the rule language, prepare the CR-103, the Concise Explanatory Statement, the Implementation plan and final cost of Rulemaking. All interested parties will be notified of the Commission's decision. Staff will coordinate with the Washington State Dental Association to distribute the new rules. Rules become effective 31 days after filing with the Code Reviser.

### **4. PRESENTATION.**

Karl Hoehn, Legal Services Manager gave presentation and answered questions related to HB2974 – as it relates to the Commission/Panel delegation of cases to a Health Law Judge and the process for the Commission to do so. Several questions developed and it was requested that further discussion regarding this matter will be scheduled for the February 2007 meeting.

## **5. RULE MAKING UPDATE.**

- 5.1. License Without Examination (LWOE) Related Rules – No action this past month, waiting for additional information on CITA examination standards. (See below.)
- 5.2. Dental Anesthesia Related Rules – The Commission adopted the recommendations of the Dental Anesthesia Committee on October 26, 2006. Staff will attempt to incorporate the recommendations into draft language as workload permits.
- 5.3. Licensure/Examination Related Rules – Awaiting final decision of CITA examination standards. (See below)
- 5.3. Sexual Misconduct Rules – Staff made preparations for the rules hearing held at this meeting and will be working on filing the formal package for adoption.

## **6. PROGRAM REPORT – Joy King, Executive Director; Lisa Anderson, Health Services Consultant; Erin Obenland, Disciplinary Manager; Staff Attorneys.**

- 6.1. Budget Report – the October and November 2006 interim operating reports were provided to the Commission. Lisa Anderson reported that the budget deficit continues.
- 6.2. 6.3. & 6.4. Case Management Unit Updates – Erin Obenland provided the following updates:
  - Memorandum of Understanding (MOU). The draft contract is complete and has been submitted to the Director's office for approval.
  - Delegation Options for initial case assessments – This item was previously discussed and will continue discussion at the February meeting.  
Dr. Davis complimented Ms. Obenland on her organizational skills and her work scheduling disciplinary hearings and with the Case Management Unit.
- 6.5. 2007 Legislative Session
  - Meet me calls: John Davis, DDS, JD was selected to participate in the Director's weekly "meet me" calls regarding 2007 legislation.
  - Technical Assistance on Legislation: Mark Koday, DDS, Chair, Russell B. Timms, DDS, Jessica Saepoff, DDS, Fred Quarnstrom, DDS and Karen Homitz, DDS volunteered to be available to provide technical expertise on legislation if necessary..
- 6.6. County code statistics of the number of dentists per county as of November 2006 - Provided to the Commission for information only.
- 6.7. Deonna Chartrey provided a handout with information related to commission member travel to ensure it is processed in a timely manner. A form for a Direct Deposit option was distributed as well.
- 6.8. GMAP update, November 1, 2006 – Joy King – Provided to the Commission for information only.

## **7. AMERICAN DENTAL ASSOCIATION, AMERICAN ASSOCIATION OF DENTAL ADMINISTRATORS, AMERICAN ASSOCIATION OF DENTAL EXAMINERS, DENTAL ASSISTANT NATIONAL BOARDS, NATIONAL PRACTITIONER DATA BANK**

- 7.1. Letter, November 3<sup>rd</sup> – JCNDE (Joint Commission on National Dental Examinations), notice of vacancies on National Board test Construction Committees – Provided to the Commission for information only. Interested persons can apply directly to the JCNDE.
- 7.2. Report of Major Actions of Board of Directors, Dental Assisting National Board – Provided to the Commission for information only.
- 7.3. American Association of Dental Examiners – 2007 – Marshall Titus was nominated to attend the 2007 AADE Mid-Year Meeting, Forum on Examinations and Open Forum for Educators.

## **8. REGIONAL BOARD UPDATES:**

- 8.1. Western Regional Examination Board – Dr. Davis and Dr. Titus – It was reported that WREB will be administering 31 exams in 2007. There will be changes to examination content.
- 8.2. Central Regional Dental Testing Service – Dr. Timms – Dr. Timms announced as the CRDTS representative from Washington he will attend the CRDTS mid-year meeting February 9-10, 2007 in Kansas City, MO. Dr. Timms indicated he will attend the February 8 DQAC meeting prior to going to Kansas City.
- 8.3. Northeast Regional Examining Board – Nothing to report.
- 8.4. Southern Regional Testing Agency – Nothing to report.
- 8.5. Council of Interstate Testing Agencies – After discussions with CITA leadership, Dr. Peterson recommended that the Commission consider accepting all dental examination candidates who pass the final portions of the CITA examination after January 1, 2007. The Commission voted to do this. Washington State now accepts the results of all regional and independent state examinations with the exception of the Virgin Islands and Puerto Rico when an independent exam was taken. CITA states included North Carolina, Mississippi, Alabama, Louisiana, Puerto Rico. Staff will write to both CITA and Mississippi advising them of the acceptance of their results.
- 8.6. Independent States – Dr. Titus recommended moving forward on the LWOE rules with out Virginia Islands and Puerto Rico.
- 8.7. Mississippi State Board of Dental Examiners – Have adopted Reciprocal Recognition of Dental and Dental Hygiene Clinical Licensure Examinations. Staff will advise Mississippi that their results (via ADEX Exam) are now accepted for initial licensure.

## **9. OTHER REPORTS**

Robert Faine, DDS, MPH attended the Executive Commissioner Orientation. Provided by Governor Gregoire's office. He reported that it was a very informative training session. He further reported that there are currently 240 Boards and Commissions consisting of over 1900 people within the state of Washington.

## **10. CONSENT AGENDA**

- 10.1. Dental Amalgam Restorations and Children's Neuropsychological Function: The New England Children's Amalgam Trial – October 2006 – Provided to the Commission for information only.
- 10.2. Article regarding UNLV handling of dental students cheating – Provided to the Commission for information only.

## **CLOSED SESSION**

### **11. EXECUTIVE SESSION**

The term "executive session" is commonly understood to mean that part of a regular or special meeting of the governing body that is closed to the public. A governing body may hold an executive session only for specified purposes, which are identified in RCW 42.30.220(1) (a-k), and only during a regular or special meeting.

## **OPEN SESSION**

### **12. FUTURE COMMISSION BUSINESS**

Sanction Guidelines for February meeting featuring Trent Kelly as speaker.  
Dr. Titus would like to discuss mandating Continuing Education as a sanction in certain disciplinary matters. This is a concept that has been adopted in the state of Maryland.

### **13. BUSINESS MEETING ADJOURNMENT**

With no further business the meeting was adjourned at 10:42 p.m. Disciplinary panels will begin at 8:00 a.m. on Friday, December 8, 2006.

Respectfully Submitted By:

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Deonna Chartrey, Health Service Consultant I

Commission Approval By:

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Mark Koday, DDS, Chair